

STATE OF WISCONSIN
Assembly Journal
Eighty-Eighth Regular Session

9:30 A.M.

THURSDAY, March 24, 1988

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Gronemus.

Representative Rutkowski led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandmuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreef, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 97.

Absent — None.

Absent with leave — McEssy and Merkt — 2.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Joint Resolution 107** offered by Representatives Becker, Bock, Barrett, Carpenter and Clarenbach.

Assembly substitute amendment 1 to **Assembly Joint Resolution 107** offered by Representative Welch.

Assembly substitute amendment 1 to **Assembly Bill 639** offered by Representative Krusick.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 662** offered by Joint Committee on Finance.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 662** offered by Joint Committee on Finance.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 662** offered by Joint Committee on Finance.

Assembly amendment 1 to **Assembly Bill 991** offered by Representative Welch.

Assembly amendment 2 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 3 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 4 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 5 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 6 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 7 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 8 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 9 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 10 to **Assembly Bill 991** offered by Representative Welch.

Assembly amendment 11 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 12 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 13 to **Assembly Bill 991** offered by Representative Clarenbach.

Assembly amendment 14 to **Assembly Bill 991** offered by Representatives Black, Becker, Gruszynski, Boyle, Clarenbach, Young and Krug.

Assembly amendment 2 to **Senate Joint Resolution 51** offered by Representatives Bell and Neubauer.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Resolution 12

Relating to memorializing congress and the President to resolve certain issues raised by a tentative trade agreement between the United States and Canada.

By Representatives Loftus and Nelsen.

To committee on Rules.

Assembly Resolution 13

Relating to designating the week of May 1 to 7, 1988, as "Criminal Justice Awareness Week".

By Representatives Zweck and Robinson.

To committee on Rules.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 662

Relating to drugs, alcohol, assessment, treatment, education, drug-related homicide, granting rule-making authority and providing penalties.

Adoption of assembly amendment 2 to assembly substitute amendment 1: Ayes: (16) Noes: (0)

Adoption of assembly amendment 3 to assembly substitute amendment 1: Ayes: (15) Noes: (0)

Adoption of assembly amendment 4 to assembly substitute amendment 1: Ayes: (14) Noes: (2)

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (0)

Passage: Ayes: (16) Noes: (0)

To committee on Rules.

MARLIN SCHNEIDER
Assembly Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 1022

Relating to regulation of obscenity by counties, cities, villages and towns.

Passage: Ayes: (11) Noes: (1)

To Joint Committee on Finance.

JAMES RUTKOWSKI
Chairperson

The committee on Transportation reports and recommends:

Senate Bill 323

Relating to specific information highway signs and granting rule-making authority.

Concurrence: Ayes: (7) Noes: (2)
To committee on Rules.

DONALD HASENOHRL
Chairperson

COMMUNICATIONS

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill or Res. No.	Act No.	Publication date
Assembly Bill 61	137	March 9, 1988
Assembly Bill 62	138	March 16, 1988
Assembly Bill 232	139	March 16, 1988
Assembly Bill 284	140	March 16, 1988
Assembly Bill 359	141	March 16, 1988
Assembly Bill 442	142	March 16, 1988
Assembly Bill 444	143	March 16, 1988
Assembly Bill 453	144	March 16, 1988
Assembly Bill 478	145	March 16, 1988
Assembly Bill 517	146	March 16, 1988
Assembly Bill 535	147	March 16, 1988
Assembly Bill 556	148	March 16, 1988
Assembly Bill 916	149	March 16, 1988
Assembly Bill 492	153	March 24, 1988
Assembly Bill 89	154	March 24, 1988
Assembly Bill 242	155	March 24, 1988
Assembly Bill 387	156	March 24, 1988
Assembly Bill 416	157	March 24, 1988
Assembly Bill 513	158	March 24, 1988
Assembly Bill 529	159	March 24, 1988
Assembly Bill 532	160	March 24, 1988
Assembly Bill 828	161	March 24, 1988

DOUGLAS La FOLLETTE
Secretary of State

The chief clerk reports the following proposals correctly enrolled:

- Assembly Bill 33
- Assembly Bill 78
- Assembly Bill 189
- Assembly Bill 201
- Assembly Bill 263
- Assembly Bill 281
- Assembly Bill 324
- Assembly Bill 353
- Assembly Bill 384
- Assembly Bill 391
- Assembly Bill 461
- Assembly Bill 499
- Assembly Bill 505

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Assembly Bill 509
Assembly Bill 558
Assembly Bill 581
Assembly Bill 612
Assembly Bill 613
Assembly Bill 614
Assembly Bill 617
Assembly Bill 619
Assembly Bill 668
Assembly Bill 690
Assembly Bill 692
Assembly Bill 693
Assembly Bill 701
Assembly Bill 705
Assembly Bill 730
Assembly Bill 737
Assembly Bill 750
Assembly Bill 752
Assembly Bill 766
Assembly Bill 811
Assembly Bill 829
Assembly Bill 856
Assembly Bill 908
Assembly Bill 912

THOMAS T. MELVIN
Assembly Chief Clerk

March 17, 1988

Mr. Thomas Melvin
Assembly Chief Clerk
8 West. State Capitol
Madison, Wisconsin 53702

Dear Tom:

I am pleased to transmit to you the following report to the 1987 Legislature on legislation introduced by the Legislative Council:

RL 87-20 Companion Bills on Marital Property Implementation
(Senate Bill 566 and Assembly Bill 1009)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, Room 147 North, State Capitol.

Cordially,
BONNIE REESE
Executive Secretary

LEAVES OF ABSENCE

Representative Welch asked unanimous consent for a leave of absence for today's session for Representative McEssy. Granted.

Representative Tregoning asked unanimous consent for a leave of absence for today's session for Representative Merkt. Granted.

Representative Byers asked unanimous consent to be recorded on the following questions from Tuesday, March 15. Granted.

The question was: Assembly Bill 487 having been read three times, shall the bill be passed? Aye

The question was: Assembly Bill 537 having been read three times, shall the bill be passed? Aye

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 689 be rejected? Aye

The question was: Shall the rules be suspended and Assembly Bill 689 be given a third reading? No

The question was: Shall assembly amendment 2 to Assembly Bill 738 be rejected? Aye

The question was: Assembly Bill 738 having been read three times, shall the bill be passed? Aye

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 824 be rejected? No

The question was: Assembly Bill 824 having been read three times, shall the bill be passed? Aye

The question was: Shall Assembly Bill 881 be referred to the committee on Health? No

The question was: Assembly Bill 881 having been read three times, shall the bill be passed? No

The question was: Shall assembly amendment 4 to Assembly Bill 863 be rejected? Aye

The question was: Assembly Bill 863 having been read three times, shall the bill be passed? Aye

The question was: Shall assembly amendment 1 to Assembly Bill 905 be rejected? Aye

The question was: Shall assembly amendment 3 to Assembly Bill 905 be rejected? Aye

The question was: Shall assembly amendment 4 to Assembly Bill 905 be rejected? Aye

The question was: Shall assembly amendment 5 to Assembly Bill 905 be rejected? Aye

The question was: Assembly Bill 905 having been read three times, shall the bill be passed? Aye

The question was: Assembly Bill 917 having been read three times, shall the bill be passed? Aye

The question was: Assembly Bill 920 having been read three times, shall the bill be passed? Aye

The question was: Shall assembly amendment 1 to Assembly Bill 922 be rejected? No

The question was: Assembly Bill 929 having been read three times, shall the bill be passed? Aye

The question was: Shall part 2 of assembly amendment 2 to Assembly Bill 954 be rejected? Aye

The question was: Assembly Bill 954 having been read three times, shall the bill be passed? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 957 be rejected? Aye

The question was: Assembly Bill 957 having been read three times, shall the bill be passed? Aye

The question was: Assembly Bill 935 having been read three times, shall the bill be passed? Aye

The question was: Assembly Bill 835 having been read three times, shall the bill be passed? Aye

The question was: Shall the vote by which Assembly Bill 876 was passed be reconsidered? No

The question was: Shall assembly amendment 1 to assembly amendment 1 to Senate Bill 203 be rejected? Aye

The question was: Shall assembly substitute amendment 1 to Assembly Bill 907 be rejected? Aye

The question was: Shall Assembly Bill 907 be referred to the committee on State Affairs? No

The question was: Shall assembly amendment 1 to Assembly Bill 907 be rejected? Aye

The question was: Shall assembly amendment 3 to Assembly Bill 907 be rejected? Aye

The question was: Shall assembly amendment 4 to Assembly Bill 907 be rejected? Aye

The question was: Shall the rules be suspended and Assembly Bill 907 be given a third reading? Aye

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 615** be withdrawn from the calendar of Monday, March 21 and taken up at this time. Granted.

Assembly Bill 615

Relating to the coverage and enforcement of the clean indoor air act, granting rule-making authority and providing a penalty.

Representative Neubauer moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 615**.

Representative Hauke asked unanimous consent that **Assembly Bill 615** be laid on the table.

Representative Neubauer objected.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 615** be rejected?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coleman, Deininger, Fortis, Foti, Gard, Grobschmidt, Gruszynski, Hasenohrl, Holperin, Krug, Krusick, Ladwig, Lepak, Magnuson, Medinger, Neubauer, Notestein, Ourada, Paulson, Potter, Radtke, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Tesmer, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Welch, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 54.

Noes — Antaramian, Barca, Bolle, Bradley, Brancel, Byers, Coggs, S., Farrow, Fergus, Goetsch, Gronemus, Hamilton, Hauke, Holschbach, Hubler, Huelsman, Johnsrud, Kunicki, Larson, Margaret Lewis, Mark

Lewis, Linton, Looby, Musser, Nelsen, Ott, Porter, Prosser, Roberts, Schneiders, Schultz, Shoemaker, Swoboda, Thompson, Tregoning, Vergeront, Volk, Walling, Williams, York and Zeuske — 41.

Absent or not voting — Junkermann, McEssy, Merkt and Panzer — 4.

Motion carried.

Representative Neubauer moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 615**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 615** be rejected?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coleman, Deininger, Farrow, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Hamilton, Holperin, Huelsman, Krug, Krusick, Ladwig, Margaret Lewis, Magnuson, Medinger, Neubauer, Notestein, Ott, Ourada, Panzer, Potter, Radtke, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Tesmer, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 62.

Noes — Antaramian, Barca, Bolle, Bradley, Brancel, Byers, Coggs, S., Fergus, Gronemus, Hasenohrl, Hauke, Holschbach, Hubler, Johnsrud, Junkermann, Kunicki, Larson, Lepak, Mark Lewis, Linton, Looby, Musser, Nelsen, Paulson, Porter, Prosser, Roberts, Schneiders, Schultz, Shoemaker, Swoboda, Thompson, Tregoning, Vergeront and Walling — 35.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 615** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 615** offered by Representatives Looby and Tregoning.

Representative Neubauer moved rejection of assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 615**.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 615** be rejected?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coleman, Deininger, Farrow, Fortis, Foti, Grobschmidt, Gruszynski, Holperin, Hubler, Huelsman, Krug, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Magnuson, Medinger, Neubauer, Notestein, Ott, Ourada, Panzer, Potter, Prosser, Radtke, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Tesmer, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Welch, Wineke, Wood, Young, Zeuske, Zweck and Speaker Loftus — 60.

Noes — Antaramian, Barca, Bolle, Bradley, Brancel, Byers, Coggs, S., Fergus, Gard, Goetsch, Gronemus, Hamilton, Hasenohrl, Hauke, Holschbach, Johnsrud, Junkermann, Larson, Mark Lewis, Linton, Looby, Musser, Nelsen, Paulson, Porter, Roberts, Schneiders, Schultz, Shoemaker, Swoboda, Thompson, Tregoning, Volk, Walling, Williams, Wimmer and York — 37.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 615** offered by Representatives Mark Lewis, Looby, Tregoning and Holschbach.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 615** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 615** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 615** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 615** be given a third reading.

Representative Shoemaker objected.

Representative Hauke moved that the rules be suspended and that **Assembly Bill 615** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 615** be given a third reading?

The roll was taken.

The result follows:

Ayes — Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coleman, Deininger, Fortis, Grobschmidt, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Krusick, Ladwig, Margaret Lewis, Magnuson, Medinger, Neubauer, Notestein, Ourada,

Panzer, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Welch, Wimmer, Wineke, Wood, Young, Zeuske, Zweck and Speaker Loftus — 57.

Noes — Antaramian, Bolle, Bradley, Brancel, Byers, Coggs, M., Coggs, S., Farrow, Fergus, Foti, Gard, Goetsch, Gronemus, Hamilton, Hauke, Junkermann, Kunicki, Larson, Lepak, Mark Lewis, Linton, Looby, Musser, Nelsen, Ott, Paulson, Porter, Prosser, Schneiders, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Vergeront, Volk, Walling, Williams and York — 40.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 719** be withdrawn from the calendar of Monday, March 21 and taken up at this time. Granted.

Assembly Bill 719

Relating to increasing the amounts of certain fines and forfeitures related to the regulation of public utilities and imposing a penalty.

The question was: Shall the vote by which **Assembly Bill 719** failed to be passed be reconsidered?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Foti, Grobschmidt, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Mark Lewis, Linton, Magnuson, Medinger, Neubauer, Notestein, Ourada, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schober, Schultz, Seery, Shoemaker, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Williams, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 53.

Noes — Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Gard, Goetsch, Gronemus, Hamilton, Hauke, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Looby, Musser, Nelsen, Ott, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Schmidt, Schneider, Schneiders, Swoboda, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, York and Zeuske — 44.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Seery asked unanimous consent that the rules be suspended to enter and take up a motion for reconsideration of the vote by which **Assembly Bill 719** was ordered to a third reading. Granted.

The question was: Shall the vote by which **Assembly Bill 719** was ordered to a third reading be reconsidered?

Motion carried.

Assembly amendment 7 to **Assembly Bill 719** offered by Representatives Seery, Shoemaker and Schultz.

The question was: Shall assembly amendment 7 to **Assembly Bill 719** be adopted?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Linton, Magnuson, Medinger, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Porter, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 85.

Noes — Bolle, Bradley, Brancel, Byers, Gronemus, Huelsman, Larson, Looby, Musser, Paulson and Prosser — 11.

Absent or not voting — McEssy, Merkt and Vanderperren — 3.

Motion carried.

The question was: Shall **Assembly Bill 719** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 719** be given a third reading.

Representative Welch objected.

Representative Hauke moved that the rules be suspended and that **Assembly Bill 719** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 719** be given a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fortis, Grobschmidt, Gruszynski, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Krug, Krusick, Kunicki, Magnuson,

Medinger, Nelsen, Neubauer, Notestein, Ourada, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schober, Schultz, Seery, Tesmer, Travis, Vanderperren, Van Dreel, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 51.

Noes — Berndt, Bolle, Bradley, Brancel, Brandemuehl, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Gronemus, Hamilton, Huelsman, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Musser, Ott, Panzer, Paulson, Porter, Prosser, Schmidt, Schneider, Schneiders, Shoemaker, Swoboda, Thompson, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York and Zeuske — 46.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 542** be withdrawn from the calendar of Monday, March 21 and taken up at this time. Granted.

Senate Bill 542

Relating to allowing a charitable trust which owns a bank holding company to dispose of the stock of that bank holding company.

Representative Travis in the chair.

Representative Shoemaker moved rejection of assembly amendment 1 to **Senate Bill 542**.

The question was: Shall assembly amendment 1 to **Senate Bill 542** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Kunicki, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Prosser, Robinson, Robson, Rutkowski, Schneider, Schober, Schultz, Seery, Shoemaker, Swoboda, Thompson, Travis, Tregoning, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Williams, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 74.

Noes — Bradley, Brancel, Byers, Coleman, Farrow, Gard, Hauke, Junkermann, Krusick, Ladwig, Nelsen, Ott, Ourada, Panzer, Radtke, Roberts, Rosenzweig, Schmidt, Schneiders, Tesmer, Turba, Welch and Wimmer — 23.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Radtke asked unanimous consent that his name be withdrawn as a cosponsor of **Senate Bill 542**. Granted.

The question was: Shall **Senate Bill 542** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Kunicki, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Prosser, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schober, Seery, Shoemaker, Swoboda, Travis, Underheim, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 63.

Noes — Bradley, Brancel, Byers, Coleman, Farrow, Gard, Goetsch, Hauke, Junkermann, Krusick, Ladwig, Larson, Nelsen, Ott, Ourada, Panzer, Porter, Potter, Radtke, Roberts, Rosenzweig, Schneiders, Schultz, Tesmer, Thompson, Tregoning, Turba, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 34.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Hauke moved that the rules be suspended and that **Senate Bill 542** be given a third reading.

The question was: Shall the rules be suspended and **Senate Bill 542** be given a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Kunicki, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Prosser, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schober, Seery, Shoemaker, Swoboda, Travis, Underheim, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 63.

Noes — Bradley, Byers, Coleman, Farrow, Gard, Goetsch, Hauke, Junkermann, Krusick, Ladwig,

Larson, Nelsen, Ott, Ourada, Panzer, Porter, Potter, Radtke, Roberts, Rosenzweig, Schneiders, Schultz, Tesmer, Thompson, Tregoning, Turba, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 33.

Absent or not voting — Brancel, McEssy and Merkt — 3.

Motion failed.

SPECIAL GUEST

Speaker pro tempore Clarenbach introduced Lilo Wollny, a member of the Green Party in the Parliament of the Federal Republic of Germany, who addressed the members of the assembly from the rostrum.

Representative Shoemaker moved reconsideration of the vote by which **Senate Bill 542** was ordered to a third reading. Entered.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 743** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time. Granted.

Assembly Bill 743

Relating to the siting of solid waste disposal facilities.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 743** be adopted?

Motion carried.

Representative Lepak asked unanimous consent that assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table. Granted.

Representative Magnuson moved that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table?

Motion carried.

Representative Magnuson moved that assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table.

Representative Krug moved that **Assembly Bill 743** be re-referred to the committee on Natural Resources.

Speaker Loftus in the chair.

The question was: Shall **Assembly Bill 743** be re-referred to the committee on Natural Resources?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bock, Bolle, Brandemuehl, Carpenter, Coggs, M., Fortis, Gronemus, Holschbach, Krug, Krusick, Ladwig, Nelsen, Notestein, Ott, Ourada, Paulson, Porter, Radtke, Rosenzweig, Schneiders, Schultz, Seery, Swoboda, Thompson, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling and Williams — 35.

Noes — Antaramian, Barca, Bell, Berndt, Black, Boyle, Bradley, Brancel, Byers, Clarenbach, Coggs, S., Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Panzer, Potter, Prosser, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schober, Shoemaker, Tesmer, Travis, Tregoning, Welch, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 62.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1016** be withdrawn from the calendar of Friday, March 25 and taken up at this time.

Representative Nelsen objected.

Representative Hauke moved that the rules be suspended and that **Assembly Bill 1016** be withdrawn from the calendar of Friday, March 25 and taken up at this time.

Representative Hauke asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

11:58 A.M.

RECESS

2:05 P.M.

The assembly reconvened.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Joint Resolution 42
Assembly Joint Resolution 58
Assembly Joint Resolution 105
Assembly Joint Resolution 109

Assembly Bill 129

Assembly Bill 173

Assembly Bill 190

Assembly Bill 507

Assembly Bill 606

Assembly Bill 607

Assembly Bill 656

Assembly Bill 658

Assembly Bill 681

Assembly Bill 689

Assembly Bill 742

Assembly Bill 759

Assembly Bill 768

Assembly Bill 797

Assembly Bill 802

Assembly Bill 843

Refused to concur in:

Assembly Bill 722

Passed and asks concurrence in:

Senate Bill 351

Concurred in as amended:

Assembly Joint Resolution 71 (senate amendment 1 adopted)

Assembly Bill 390 (senate amendment 2 adopted)

Assembly Bill 577 (senate substitute amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 351

Relating to emergency detention, involuntary civil commitment, guardianship, protective services, transfer and discharge of involuntarily committed persons, recommitment evaluations, incompetency to refuse medication, emergency protective placement, training in emergency detention and emergency protective placement procedures for law enforcement officers, a presumption of good faith of individuals initiating emergency detentions, codifying a standard of performance for guardians of the person, requiring health insurance coverage of services provided under a court order, requiring the department of health and social services to study the implementation of crisis intervention services, other mental health requirements and granting rule-making authority.

By Legislative Council.

To committee on Rules.

Assembly Joint Resolution 71

Directing the legislative council to study the issue of surrogate motherhood.

By Representative Tesmer, cosponsored by Senator Andrea.

To committee on Rules.

Assembly Bill 390

Relating to prohibiting cigarette and tobacco products sales to and purchase by certain persons, distribution of cigarettes and tobacco products for nominal or no consideration, cigarette vending machine locations, increasing cigarette and tobacco products taxes, providing funds for health programs, making an appropriation and providing a penalty.

By Representatives Neubauer, Rosenzweig, Bell, Paulson, Hasenohrl, Young, Gruszynski, Vergeront, Robinson, Notestein, Magnuson, Boyle and Fortis, cosponsored by Senators Risser, Lorman, Czarnecki, Buettner, Lee and Chvala.

To committee on Rules.

Assembly Bill 577

Relating to conditions of probation.

By Representatives Medinger, Mark Lewis, Nelsen, Holperin, Bell, Robson, Carpenter, Notestein, Panzer, Porter, Schmidt, Huelsman, Brandemuehl, Barca, Ladwig, Paulson, Hasenohrl, Ott, Gruszynski, Becker, Volk, Magnuson, Schober and Musser, cosponsored by Senators Moen, Van Sistine, Buettner, Rude, Roshell and Harsdorf.

To committee on Rules.

SPECIAL GUEST

Speaker pro tempore Clarenbach introduced Reverend Jesse Jackson, Democratic presidential candidate, who addressed the members of the assembly from the rostrum.

Speaker pro tempore Clarenbach in the chair.

COMMITTEE OF CONFERENCE
REPORT ON
SENATE BILL 235

The members of the Committee of Conference on **Senate Bill 235**, report and recommend, that, by the adoption of this report:

1. Both houses recede from their respective positions.
2. The senate and the assembly, respectively, adopt and concur in Conference Substitute Amendment 1 (LRBs0780/3), which is attached to and made a part of this report.

Senator Plewa	Representative Margaret Lewis
Senator Harsdorf	Representative Grobschmidt

To calendar.

Representative Loftus asked unanimous consent that the rules be suspended and that the committee of conference report on **Senate Bill 235** be withdrawn from the calendar and taken up at this time. Granted.

The question was: Shall the report of the committee of conference on **Senate Bill 235** be adopted?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Berndt, Black, Bock, Boyle, Brandemuehl, Byers, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Gard, Grobschmidt, Gruszynski, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Margaret Lewis, Mark Lewis, Looby, Magnuson, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Volk, Williams, Wimmer, Wineke, York, Young, Zweck and Speaker Loftus — 69.

Noes — Bell, Bolle, Bradley, Brancel, Carpenter, Clarenbach, Coleman, Farrow, Foti, Goetsch, Gronemus, Hamilton, Junkermann, Larson, Lepak, Linton, Medinger, Paulson, Roberts, Robson, Seery, Swoboda, Van Gorden, Walling, Welch, Wood and Zeuske — 27.

Absent or not voting — McEssy, Merkt and Vergeront — 3.

Motion carried.

Representative Vergeront asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: Shall the rules be suspended and **Assembly Bill 1016** be withdrawn from the calendar of Friday, March 25 and taken up at this time?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Larson, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Potter, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 59.

Noes — Berndt, Bradley, Brancel, Brandemuehl, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Ladwig, Lepak, Margaret Lewis, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Underheim, Van Gorden.

Vergeront, Walling, Welch, Wimmer, York and Zeuske — 38.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

Representative Loftus introduced a privileged joint resolution.

Assembly Joint Resolution 110

Relating to scheduling of extraordinary sessions.
By Representative Loftus.

POINT OF ORDER

Representative Nelsen rose to the point of order that **Assembly Joint Resolution 110** "shall not be acted upon" for twenty-four hours under Joint Rule 96 (2).

The chair (speaker pro tempore Clarenbach) ruled the point of order well taken.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 110** be taken up at this time.

Representative Nelsen objected.

Representative Hauke introduced a privileged joint resolution.

Assembly Joint Resolution 111

Relating to commending Kirby Hendee on his retirement.

By Representatives Nelsen, Hauke and Loftus.

The question was: Shall **Assembly Joint Resolution 111** be adopted?

Motion carried.

Representative Nelsen asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 111**. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 111** be immediately messaged to the senate. Granted.

Assembly Bill 743

Relating to the siting of solid waste disposal facilities.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Black, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki,

Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Ott, Panzer, Paulson, Porter, Prosser, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 78.

Noes — Barrett, Becker, Bock, Carpenter, Coggs, M., Coggs, S., Fortis, Krug, Krusick, Neubauer, Notestein, Ourada, Potter, Radtke, Rosenzweig, Seery, Tesmer, Thompson and Williams — 19.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Magnuson, Seery, Lepak and Wineke.

Representative Magnuson asked unanimous consent that assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 743** be laid on the table. Granted.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Becker, Vergeront, Krug and Notestein.

Representative Wineke moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 743**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 743** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Black, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Clarenbach, Coggs, S., Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Ott, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Walling, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 78.

Noes — Barrett, Becker, Bock, Carpenter, Coggs, M., Fortis, Hauke, Krug, Krusick, Neubauer, Notestein, Ourada, Rosenzweig, Seery, Tesmer, Thompson, Vergeront, Welch and Williams — 19.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Becker, Vergeront, Krug and Notestein.

Representative Wineke moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 743**.

Representative Thompson asked unanimous consent that **Assembly Bill 743** be laid on the table.

Representative Wineke objected.

Representative Thompson moved that **Assembly Bill 743** be laid on the table.

The question was: Shall **Assembly Bill 743** be laid on the table?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bock, Bolle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Coggs, M., Deininger, Fortis, Goetsch, Gronemus, Hauke, Holschbach, Krug, Krusick, Larson, Looby, Notestein, Ott, Ourada, Radtke, Rosenzweig, Schultz, Seery, Tesmer, Thompson, Tregoning, Underheim, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Welch, York and Zeuske — 39.

Noes — Antaramian, Barca, Bell, Berndt, Black, Boyle, Clarenbach, Coggs, S., Coleman, Farrow, Fergus, Foti, Gard, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Holperin, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Linton, Magnuson, Medinger, Musser, Nelsen, Neubauer, Panzer, Paulson, Porter, Potter, Prosser, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Swoboda, Travis, Turba, Van Dreel, Williams, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 58.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 743** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Black, Bolle, Boyle, Bradley, Brandemuehl, Byers, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Ott, Panzer, Paulson, Porter, Potter, Prosser, Radtke,

Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Travis, Turba, Vanderperren, Van Dreel, Van Gorden, Volk, Welch, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 75.

Noes — Barrett, Becker, Bock, Brancel, Carpenter, Coggs, M., Coggs, S., Fortis, Goetsch, Hauke, Krug, Krusick, Notestein, Ourada, Rosenzweig, Seery, Thompson, Tregoning, Underheim, Vergeront, Walling and Williams — 22.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Seery and Notestein.

Representative Wineke moved rejection of assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 743**.

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 743** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Bolle, Boyle, Bradley, Brandemuehl, Byers, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Kunicki, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Magnuson, Medinger, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Prosser, Radtke, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Travis, Turba, Vanderperren, Van Dreel, Van Gorden, Volk, Welch, Wimmer, Wineke, Wood, York, Zeuske, Zweck and Speaker Loftus — 68.

Noes — Barrett, Becker, Black, Bock, Brancel, Carpenter, Coggs, M., Coggs, S., Fortis, Goetsch, Hauke, Krug, Krusick, Ladwig, Looby, Neubauer, Notestein, Porter, Potter, Rosenzweig, Seery, Tesmer, Thompson, Tregoning, Underheim, Vergeront, Walling, Williams and Young — 29.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Seery and Notestein.

Representative Wineke moved rejection of assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 743**.

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 743** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Bolle, Boyle, Brancel, Brandemuehl, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Hubler, Huelsman, Junkermann, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Linton, Magnuson, Musser, Nelsen, Neubauer, Ott, Panzer, Paulson, Porter, Prosser, Radtke, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tregoning, Turba, Vanderperren, Van Dreel, Van Gorden, Volk, Welch, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 65.

Noes — Barrett, Becker, Black, Bock, Bradley, Byers, Carpenter, Coggs, M., Coggs, S., Fortis, Gard, Goetsch, Hauke, Holschbach, Johnsrud, Krug, Krusick, Mark Lewis, Looby, Medinger, Notestein, Ourada, Potter, Rosenzweig, Seery, Tesmer, Thompson, Travis, Underheim, Vergeront, Walling and Williams — 32.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 743** offered by Representatives Becker and Seery.

Representative Wineke moved rejection of assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 743**.

The question was: Shall assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 743** be rejected?

The roll was taken.

The result follows:

Ayes — Barca, Bell, Berndt, Bolle, Boyle, Brancel, Brandemuehl, Byers, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hauke, Holperin, Hubler, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Magnuson, Medinger, Musser, Nelsen, Neubauer, Ott, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Volk, Welch, Wimmer, Wineke, Wood, York, Zeuske, Zweck and Speaker Loftus — 70.

Noes — Antaramian, Barrett, Becker, Black, Bock, Bradley, Carpenter, Coggs, M., Coggs, S., Fortis,

Hasenohrl, Holschbach, Krug, Krusick, Kunicki, Looby, Notestein, Ourada, Rosenzweig, Seery, Tesmer, Thompson, Vanderperren, Vergeront, Walling and Young — 26.

Absent or not voting — McEssy, Merkt and Williams — 3.

Motion carried.

Representative Williams asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 743** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 743** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 743** be given a third reading.

Representative Krug objected.

Representative Hauke moved that the rules be suspended and **Assembly Bill 743** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 743** be given a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Bell, Berndt, Black, Bolle, Boyle, Brandemuehl, Byers, Clarenbach, Coleman, Farrow, Fergus, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Hubler, Huelsman, Junkermann, Lepak, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Panzer, Paulson, Porter, Potter, Prosser, Roberts, Robinson, Robson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Swoboda, Travis, Tregoning, Turba, Vanderperren, Van Dreel, Volk, Welch, Williams, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 62.

Noes — Barrett, Becker, Bock, Bradley, Brancel, Carpenter, Coggs, M., Coggs, S., Deininger, Fortis, Gard, Goetsch, Holschbach, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Margaret Lewis, Notestein, Ott, Ourada, Radtke, Rosenzweig, Schultz, Seery, Tesmer, Thompson, Underheim, Van Gorden, Vergeront, Walling, York and Zeuske — 35.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 991** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time.

Representative Black objected.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 991** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time.

Representative Black objected.

Representative Medinger moved that the rules be suspended and that **Assembly Bill 991** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Bill 991** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Zeuske and Zweck — 82.

Noes — Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fortis, Gruszynski, Kunicki, Notestein, Seery, Travis, Young and Speaker Loftus — 15.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly Bill 991

Relating to obscenity, defining obscene material and obscene performance and providing penalties.

Representative Welch moved that assembly substitute amendment 1 to **Assembly Bill 991** be laid on the table.

Speaker Loftus in the chair.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 991** be laid on the table?

The roll was taken.

The result follows:

Ayes — Barca, Berndt, Bolle, Bradley, Brandemuehl, Byers, Coleman, Farrow, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Ladwig, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wineke, Wood, Zeuske and Zweck — 64.

Noes — Antaramian, Barrett, Becker, Bell, Black, Bock, Boyle, Brancel, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Gruszynski, Holperin, Krug, Kunicki, Larson, Lepak, Margaret Lewis, Neubauer, Notestein, Robson, Seery, Travis, Vanderperren, Volk, Williams, York, Young and Speaker Loftus — 33.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Thompson asked unanimous consent that the assembly stand recessed for one hour. Granted.

The assembly stood recessed.

5:35 P.M.

RECESS

7:25 P.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

Representative Hauke asked unanimous consent for a quorum call. Granted.

A quorum was present.

Representative Hauke asked unanimous consent that **Assembly Resolution 12** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Resolution 12

Relating to memorializing congress and the President to resolve certain issues raised by a tentative trade agreement between the United States and Canada.

The question was: Shall **Assembly Resolution 12** be adopted?

Motion carried.

Representative Hauke asked unanimous consent that **Assembly Resolution 13** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Resolution 13

Relating to designating the week of May 1 to 7, 1988, as "Criminal Justice Awareness Week".

The question was: Shall **Assembly Resolution 13** be adopted?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 71** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 71

Directing the legislative council to study the issue of surrogate motherhood.

The question was: Shall senate amendment 1 to **Assembly Joint Resolution 71** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Joint Resolution 71** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 577** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 577

Relating to conditions of probation.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 577** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 577** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 390** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 390

Relating to prohibiting cigarette and tobacco products sales to and purchase by certain persons, distribution of cigarettes and tobacco products for nominal or no consideration, cigarette vending machine locations, increasing cigarette and tobacco products taxes, providing funds for health programs, making an appropriation and providing a penalty.

The question was: Shall senate amendment 2 to **Assembly Bill 390** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 390** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 500** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 500

Relating to authorizing certain local units of government to issue obligations with variable rates and put options.

The question was: Shall **Senate Bill 500** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 500** be given a third reading. Granted.

The question was: **Senate Bill 500** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 500** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 554** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 554

Relating to judicial review of agency decisions.

The question was: Shall **Senate Bill 554** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 554** be given a third reading. Granted.

The question was: **Senate Bill 554** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 554** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 160** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Assembly Bill 160

Relating to remedies for failure to notify of cessation of business operations.

The question was: Shall senate amendment 1 to **Assembly Bill 160** be concurred in?

Motion carried.

The question was: Shall senate amendment 2 to **Assembly Bill 160** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 160** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 309** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Assembly Bill 309

Relating to small claims actions and venue for consumer credit transactions.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 309** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 309** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 336** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Assembly Bill 336

Relating to failure to appear in court at the time specified in a traffic citation.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 336** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 336** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 64** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Senate Joint Resolution 64

Relating to memorializing the U.S. department of agriculture to cease unfair diversions of Food-for-Peace shipments from Great Lakes ports to Gulf ports.

The question was: Shall **Senate Joint Resolution 64** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 64** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 349** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 349

Relating to fire inspection intervals in 1st class cities.

The question was: Shall **Senate Bill 349** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 349** be given a third reading. Granted.

The question was: **Senate Bill 349** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 349** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 65** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Senate Joint Resolution 65

Relating to the deauthorization of the Fox River project.

The question was: Shall **Senate Joint Resolution 65** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 65** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 736** be withdrawn from the calendar of Thursday, March 24 and taken up at this time. Granted.

Assembly Bill 736

Relating to the form for a garnishee summons.

The question was: Shall senate amendment 1 to **Assembly Bill 736** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 736** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 352** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 352

Relating to outpatient mental health treatment of minors 14 years of age or older.

The question was: Shall assembly amendment 1 to **Senate Bill 352** be adopted?

Motion carried.

The question was: Shall **Senate Bill 352** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 352** be given a third reading. Granted.

The question was: **Senate Bill 352** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 352** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 372** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 372

Relating to wildlife damage claim payments.

The question was: Shall **Senate Bill 372** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 372** be given a third reading. Granted.

The question was: **Senate Bill 372** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 372** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 520** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 520

Relating to increasing state aid to fairs conducted by counties or by groups designated by county boards and making an appropriation.

Representative Brancel asked unanimous consent to be made a cosponsor of **Senate Bill 520**. Granted.

The question was: Shall **Senate Bill 520** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 520** be given a third reading. Granted.

The question was: **Senate Bill 520** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 520** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 523** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 523

Relating to the time allowed for legislative committee review of administrative rules.

The question was: Shall **Senate Bill 523** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 523** be given a third reading. Granted.

The question was: **Senate Bill 523** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 523** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 530** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 530

Relating to meetings of boards of review.

The question was: Shall **Senate Bill 530** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 530** be given a third reading. Granted.

The question was: **Senate Bill 530** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 530** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 53** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Joint Resolution 53

Relating to the county office of surveyor (first consideration).

The question was: Shall **Senate Joint Resolution 53** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Magnuson, Medinger, Musser, Neubauer, Notestein, Ott, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Walling, Williams, Wineke, York, Young, Zeuske, Zweck and Speaker Loftus — 85.

Noes — Coleman, Hubler, Looby, Nelsen, Ourada, Schneiders, Schultz, Tregoning, Vergeront, Welch, Wimmer and Wood — 12.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 53** be given a third reading. Granted.

The question was: **Senate Joint Resolution 53** having been read three times, shall the joint resolution be concurred in?

The roll was taken.

The result follows:

Ayes — Barca, Becker, Bell, Berndt, Black, Bock, Bradley, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Holperin, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Magnuson, Medinger, Musser, Neubauer, Notestein, Ott, Panzer, Paulson, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schober, Seery, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren,

Van Dreel, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, York, Young, Zeuske, Zweck and Speaker Loftus — 76.

Noes — Antaramian, Barrett, Boyle, Brancel, Coleman, Hamilton, Holschbach, Hubler, Mark Lewis, Linton, Looby, Nelsen, Ourada, Porter, Schneiders, Schultz, Shoemaker, Vergeront, Welch and Wood — 20.

Absent or not voting — Bolle, McEssy and Merkt — 3.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 53** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 270** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 270

Relating to eligibility of certain disabled children for medical assistance benefits; notice and hearing requirements for certain temporary orders issued by the department of health and social services; value of aid to families with dependent children benefits which may be recovered; restricting the definition of "bed and breakfast establishment" to provision of rooms only to tourists or transients; expanding the period for performance of a project approved under the capital expenditure review program; issuance of uncertified copies of vital records; repealing the required furnishing of psychiatric officer uniforms; a periodic report on the computer reporting network; aid to families with dependent children benefits for groups with no caretaker; contracts with certain organizations concerning medical assistance reimbursement of health care providers in specified situations; prohibiting school benefit plans from becoming secondary to medical assistance or public assistance; and changing the name of the Milwaukee county mental health center (suggested as remedial legislation by the department of health and social services).

The question was: Shall **Senate Bill 270** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 270** be given a third reading. Granted.

The question was: **Senate Bill 270** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 270** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 543** be withdrawn from the calendar of Wednesday, March 23 and taken up at this time. Granted.

Senate Bill 543

Relating to sexual assaults by employes of inpatient and state treatment facilities, escape by persons committed to the department of health and social services and release of information from mental health records to law enforcement agencies.

The question was: Shall **Senate Bill 543** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 543** be given a third reading. Granted.

The question was: **Senate Bill 543** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 543** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 441** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time. Granted.

Senate Bill 441

Relating to special elections, ballots, voting systems, nominations, canvassing, election officials, referenda, recall, registration and voting procedure, election notices, administration of elections, campaign financing, prohibited election practices and granting rule-making authority.

Representative Barrett asked unanimous consent that assembly amendment 1 to **Senate Bill 441** be laid on the table. Granted.

The question was: Shall assembly amendment 2 to **Senate Bill 441** be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to **Senate Bill 441** be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to **Senate Bill 441** be adopted?

Motion carried.

Representative Barrett moved that assembly amendment 5 to **Senate Bill 441** be laid on the table.

The question was: Shall assembly amendment 5 to **Senate Bill 441** be laid on the table?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, M., Coggs, S., Fergus, Fortis, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Mark Lewis, Linton, Looby, Magnuson, Neubauer, Notestein, Ourada, Paulson, Potter, Prosser, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Vanderperren, Van Dreel, Volk, Walling, Wimmer, Wineke, York, Young, Zeuske, Zweck and Speaker Loftus — 71.

Noes — Bradley, Brancel, Byers, Clarenbach, Coleman, Deininger, Farrow, Foti, Goetsch, Johnsrud, Junkermann, Margaret Lewis, Medinger, Musser, Nelsen, Ott, Panzer, Porter, Radtke, Schultz, Underheim, Van Gorden, Vergeront, Welch, Williams and Wood — 26.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

The question was: Shall assembly amendment 6 to **Senate Bill 441** be adopted?

Motion carried.

The question was: Shall assembly amendment 7 to **Senate Bill 441** be adopted?

Motion carried.

The question was: Shall assembly amendment 8 to **Senate Bill 441** be adopted?

Motion carried.

The question was: Shall **Senate Bill 441** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 441** be given a third reading. Granted.

The question was: **Senate Bill 441** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 441** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 233** be withdrawn from the calendar of Tuesday, March 22 and taken up at this time. Granted.

Senate Bill 233

Relating to health care coverage of diabetes.

Representative Tesmer asked unanimous consent that assembly amendment 1 to **Senate Bill 233** be laid on the table. Granted.

The question was: Shall **Senate Bill 233** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 233** be given a third reading. Granted.

The question was: **Senate Bill 233** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Zeuske and Speaker Loftus — 93.

Noes — Margaret Lewis, Robinson, Young and Zweck — 4.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 233** be immediately messaged to the senate. Granted.

Representative Loftus introduced a privileged joint resolution.

Assembly Joint Resolution 112

Relating to convening the legislature in extraordinary session.

Representative Medinger asked unanimous consent that **Assembly Joint Resolution 112** be placed after **Assembly Bill 991**.

Representative Hauke objected.

Representative Medinger moved that **Assembly Joint Resolution 112** be placed after **Assembly Bill 991**.

The question was: Shall **Assembly Joint Resolution 112** be placed after **Assembly Bill 991**?

The roll was taken.

The result follows:

Ayes — Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Fergus, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Holperin, Holschbach, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Linton, Medinger, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wood, York, Zeuske and Zweck — 60.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fortis, Gruszynski, Hasenohrl, Hauke, Hubler, Krug, Krusick, Kunicki, Mark Lewis, Looby, Magnuson, Neubauer, Notestein, Seery, Swoboda, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Wineke, Young and Speaker Loftus — 36.

Absent or not voting — McEssy, Merkt and Williams — 3.

Motion carried.

Representative Carpenter in the chair.

Assembly Bill 991

Relating to obscenity, defining obscene material and obscene performance and providing penalties.

Representative Clarenbach moved rejection of assembly amendment 1 to **Assembly Bill 991**.

Representative Holperin moved that assembly substitute amendment 1 to **Assembly Bill 991** be taken from the table and taken up at this time.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 991** be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Farrow, Fergus, Fortis, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Hubler, Huelsman, Krug, Kunicki, Larson, Lepak, Mark Lewis, Linton, Looby, Neubauer, Notestein, Roberson, Robson, Schmidt, Schneiders, Seery, Travis, Vanderperren, Van Dreel, Volk, Williams, Wineke, York, Young, Zeuske, Zweck and Speaker Loftus — 50.

Noes — Berndt, Bolle, Brancel, Brandemuehl, Coleman, Foti, Gard, Goetsch, Grobschmidt,

Gronemus, Holschbach, Johnsrud, Junkermann, Krusick, Ladwig, Margaret Lewis, Medinger, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Rosenzweig, Rutkowski, Schneider, Schober, Schultz, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer and Wood — 45.

Absent or not voting — McEssy, Magnuson, Merkt and Shoemaker — 4.

Motion carried.

Representative Magnuson asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Shoemaker asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Speaker Loftus in the chair.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 991** offered by Representative Lepak.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 991** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 991** offered by Representative Lepak.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 991** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 991** offered by Representative Lepak.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 991** be adopted?

Motion carried.

Representative Welch moved rejection of assembly substitute amendment 1 to **Assembly Bill 991**.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 991** be rejected?

The roll was taken.

The result follows:

Ayes — Berndt, Bradley, Brancel, Brandemuehl, Byers, Coleman, Farrow, Foti, Gard, Goetsch, Gronemus, Hauke, Junkermann, Ladwig, Margaret Lewis, Medinger, Musser, Nelsen, Ott, Ourada, Porter, Potter, Prosser, Radtke, Roberts, Rosenzweig,

Rutkowski, Schneider, Schneiders, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch and Wood — 42.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krug, Krusick, Kunicki, Larson, Lepak, Mark Lewis, Linton, Looby, Magnuson, Neubauer, Notestein, Panzer, Paulson, Robinson, Robson, Schmidt, Schober, Seery, Travis, Vanderperren, Van Dreel, Volk, Williams, Wimmer, Wineke, York, Young, Zeuske, Zweck and Speaker Loftus — 55.

Absent or not voting — McEssy and Merkt — 2.

Motion failed.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 991** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 991** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 991** be given a third reading. Granted.

The question was: **Assembly Bill 991** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 91.

Noes — Boyle, Coggs, M., Coggs, S., Prosser, Vergeront and Walling — 6.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Vergeront asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative S. Coggs asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative M. Coggs asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Walling asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 991** be immediately messaged to the senate. Granted.

Speaker pro tempore in the chair.

Assembly Joint Resolution 112

Relating to convening the legislature in extraordinary session.

Assembly amendment 1 to **Assembly Joint Resolution 112** offered by Representative Radtke.

Representative Loftus moved rejection of assembly amendment 1 to **Assembly Joint Resolution 112**.

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 112** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Linton, Looby, Magnuson, Medinger, Neubauer, Notestein, Potter, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Seery, Shoemaker, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 55.

Noes — Berndt, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Schultz, Swoboda, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 42.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Assembly amendment 2 to **Assembly Joint Resolution 112** offered by Representatives Prosser and Welch.

Representative Loftus moved rejection of assembly amendment 2 to **Assembly Joint Resolution 112**.

The question was: Shall assembly amendment 2 to **Assembly Joint Resolution 112** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gard, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Mark Lewis, Linton, Looby, Magnuson, Medinger, Neubauer, Notestein, Prosser, Roberts, Robinson, Robson, Schneider, Seery, Shoemaker, Tesmer, Thompson, Travis, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Williams, Wimmer, Wineke, Young, Zweck and Speaker Loftus — 55.

Noes — Berndt, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Foti, Goetsch, Grobschmidt, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Radtke, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schober, Schultz, Swoboda, Tregoning, Turba, Vergeront, Walling, Welch, Wood, York and Zeuske — 42.

Absent or not voting — McEssy and Merkt — 2.

Motion carried.

Representative Van Gorden asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Underheim asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Gard asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Wimmer asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Prosser moved reconsideration of the vote by which assembly amendment 2 to **Assembly Joint Resolution 112** was rejected. Entered.

The question was: Shall **Assembly Joint Resolution 112** be adopted?

Motion carried.

—Representative Loftus moved reconsideration of the vote by which **Assembly Joint Resolution 112** was adopted. Entered.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 112** be immediately messaged to the senate. Representative Nelsen objected.

VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Second grade students from Mendota Elementary School accompanied by Ms. Kimbrough, Mr. Reed and Ms. Kale, guests of Representative Travis.

Laine Musser from Black River Falls, guest of Representative Musser.

American Institutions students from MATC Reedsburg accompanied by Mrs. Bonnie Labansky and Mark Lucey, guests of Representative Schultz.

Sixth grade students from Union Grove Middle School accompanied by teacher Ilene Voss, guests of Representative Ladwig.

Fourth grade students from McKinley School in Wauwatosa accompanied by teachers Mrs. Angela Anderson and Mrs. Kelly Taugher, guests of Representative Rosenzweig.

Chris Corey from Madison, guest of Representative Magnuson.

Representative Hauke moved that the assembly stand adjourned until 9:30 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

9:35 P.M.